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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.1887 of 2007

Samudra Electronic Systems Pvt. Ltd.Co.Petitioner
Vs.
State of Maharashtra & Ors. .....Respondents

Mr. P.S. Dani, for the Petitioner
Mr. P.M. Patil, for Respondents

CORAM : F.I. REBELLO &
R.M.SAVANT, JJ.
DATED : 16TH APRIL, 2007.

P.C.

. Rule. Heard forthwith.

2. We do not propose to go into the merits of the matter. The petitioner was registered with the respondent No..2. By communication of 6th March, 1987 the contracts to respondent No.2 by which the petitioner used to supply to respondent No.1 have been cancelled. Hence the present petition.

3. The grievance of the petitioner is that communication of 6th March,2007 was passed without any hearing or opportunity being given to the petitioner and hence violative of the principles of natural justice and fair play. Respondents have filed their reply. It is their contention that the communication is only by way of interim order. Whatever be the position the communication of 6th March, 2007 has resulted in civil consequences. In the light of that the communication dated 6th March, 2007 is quashed and set aside. The respondent No.2 to give a show

cause notice to the petitioner and after receiving the reply to consider the same and thereafter to pass appropriate orders according to law. The entire exercise to be completed within one month from today.

. Rule made absolute accordingly. We make it clear that we have not decided the matter on merits and all issues are kept open for consideration.

(**F.I.REBELLO**, J)

(**R.M. SAVANT,J)**